



WEB COPY



W.P.No.30541 of 2023 and
W.M.P.No.30174 of 2023

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and
W.M.P.No.30174 of 2023

M.S.RAMESH,J.

Though the Court of Small Causes, Chennai, in its order dated 18.07.2018, passed in C.M.A.Nos.51 of 2016 and 8 of 2017, had given liberty to the Society to recover the excess payment, if any, made to the employees, including the petitioner herein, the Society/4th respondent herein had submitted a proposal to the respondents 1 to 3 stating that there was no excess payment made insofar as the petitioner herein is concerned. Since the proposal was not considered within a reasonable time, the present writ petition has been filed.

2. In the meantime, through the order dated 26.09.2023, the 4th respondent herein had now sought for recovery of a sum of Rs.93,834/- from the petitioner, even though they had specifically stated that there was no excess payment made to the petitioner in the proposal sent by them to the respondents 1 to 3. While that being so, the order of recovery itself may require interference.

3. Accordingly, there shall be an interim direction to suspend the recovery letter dated 26.09.2023, till 18.01.2024.



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4. Mr.M.Alagu Gowtham, learned Government Advocate, accepts notice for the respondents 1 to 3 and Mr.S.Yashwanth, learned Additional Government Pleader, accepts notice for the 4th respondent. They seek time to file counter.

5. Post the matter on 18.01.2024.

30.10.2023

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